

Middleton & Reutlinger
2500 Brown & Williamson Tower
Louisville, Kentucky 40202-3410

PHONE: (502) 584-1135
FAX: (502) 561-0442

RECEIVED
CENTRAL FAX CENTER

AUG 19 2005

**CONFIDENTIAL AND PRIVILEGED
ATTORNEY CLIENT COMMUNICATION**

The information contained in this facsimile message is the property of Middleton & Reutlinger. If you are not the intended recipient of this information, any disclosure, copying, distribution, or the taking of any action in reliance on this information, is strictly prohibited. If you have received this message in error, please notify us immediately to arrange for its return. Thank you.

TO: U.S. Patent and Trademark Office
Examiner: Hylton Group: 3727
Fax #571-273-8300

FROM: James E. Cole, Reg. No. 50,530

DATE: August 19, 2005

PAGES: 13 in total (including cover sheet)

RE: U.S. Patent Application No. 10/628,599
Attorney Docket No.:CG-1049cip (CG-1117)

Remarks: This facsimile is a Supplemental Response to the Restriction Requirement having a mailing date of April 7, 2005.

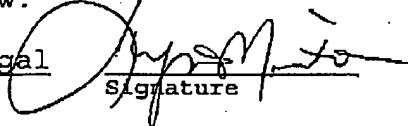
Enclosed is:

- (1) Transmittal Form; and,
- (2) Preliminary Amendment B.

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 CFR § 1.8

I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office on the date shown below.

Lynn Minton, Paralegal
Person Signing



Signature

8/19/05
Date

PTO/SB/21 (09-04)
Approved for use through 07/31/2008. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

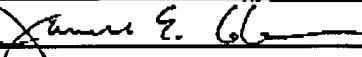
Total Number of Pages In This Submission

Application Number	10/828,599
Filing Date	07/26/2003
First Named Inventor	ROBINSON
Art Unit	3727
Examiner Name	HYLTON
Attorney Docket Number	
CG-1049CIP (CG-1117)	

ENCLOSURES (Check all that apply)

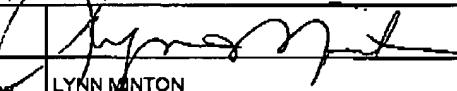
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): FACSIMILE TRANSMITTAL FORM
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	MIDDLETON REUTLINGER		
Signature			
Printed name	JAMES E. COLE		
Date	08/19/2005	Reg. No.	50,530

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature 

Typed or printed name

LYNN MINTON

Date 08/19/2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**RECEIVED
CENTRAL FAX CENTER**

In re Application of :
Robinson :
:
:
Serial No.: 10/628,599 :
:
Filed: 07/28/2003 :
:
For: Closure for a retort processed :
container having a peelable seal :

AUG 19 2005**Examiner: Robin A. Hylton****Group Art Unit: 3727****AMENDMENT B UNDER RULE 111**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Restriction Requirement, having a mailing date of April 7, 2005, please amend the subject application accordingly:

The Amendments to the Claims begin on page 2 of this document.

The Remarks begin on page 10 of this document.